IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.SASIDHARAN NAMBIAR

TUESDAY, THE 2ND JANUARY 2007 / 12TH PAUSHA 1928

WP(C).No. 34667 of 2006(B)

OS.145/2006 of MUNSIFF COURT,ATTINGAL

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PETITIONER:

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1. SASEENDRAN,
   S/O.LAKSHMANAN, DHARANI BHAVAN,
   KADAKAM, CHIRAYINKEEZHU, SHAKKARA VILLAGE,
   THIRUVANANTHAPURAM DISTRICT,
   REP. BY POWER OF ATTORNEY HOLDER.

2. KASTHOORI, W/O.SASEENDRAN,
   AGED 33 YEARS, DHARANI BHAVAN,
   KADAKAM, CHIRAYINKEEZHU,
   SHARKKARA VILLAGE, THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.T.GOPALAKRISHNAN

RESPONDENTS:

SASIDHARAN,
S/O.NARAYANAN, MOONNUMUKKUVEEDU,
KADAKAM, CHIRAYINKEEZHU P.O.,
SHARKKARA VILLAGE, THIRUVANANTHAPURAM DISTRICT.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.SASIDHARAN NAMBIAR, J.

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W.P.(C)No.34667 OF 2006

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DATED THIS THE 2ND DAY OF JANUARY, 2007

JUDGMENT

Petitioner is the defendant and respondent the plaintiff in O.S.145 of 2006 on the file of Munsiff Court, Attingal. This petition is filed under Article 227 of Constitution of India for a direction to the Munsiff to dispose the suit expeditiously within a period of one month.

2. Learned counsel appearing for the petitioner submitted that construction of his house is partly completed and because of the pendency of the suit, petitioner is not in a position to complete the construction and in such circumstances a direction may be issued to dispose the suit expeditiously within a time frame.

3. The suit was instituted only in May 2006. Much older suits are pending before that court. In such circumstances there cannot be a direction to dispose the suit within a time frame as sought for by the petitioner. The learned Munsiff may try to dispose the suit expeditiously, pretial if steps are over.

M.SASIDHARAN NAMBIAR, JUDGE

lgk/-